



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#19/EDT  
(Inv.)

TECH CENTER 1600/2000

MAY 07 2002

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In re application of:

NAZARENKO *et al.*

Appl. No. 09/599,594

Filed: June 22, 2000

For: **Primers and Methods for the  
Detection and Discrimination of  
Nucleic Acids**

Confirmation No.

Art Unit: 1655

Examiner: Fredman, J.

Atty. Docket: 0942.4980002/RWE/AGU

### Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1)

Commissioner for Patents  
Washington, D.C. 20231

Sir:

It is hereby requested that the period for replying to the outstanding Office Action be extended one month from April 3, 2002 to May 3, 2002 by the filing of this Petition and fee payment.

The petition fee (37 C.F.R. § 1.17(a)) is believed to be \$110.00 for a one month extension for a large entity. Fee payment is provided in our accompanying Check No. 35063. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert W. Esmond  
Attorney for Applicants  
Registration No. 32,893

05/06/2002 AWDNDAF1 00000142 09599594

02 FC:115

110.00 OP

Date: May 3, 2002  
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+Admitted only in Virginia  
#Admitted only in Texas

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May 3, 2002

WRITER'S DIRECT NUMBER:  
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Commissioner for Patents  
Washington, D.C. 20231

Art Unit 1655

Re: U.S. Utility Patent Application  
Appl. No. 09/599,594; Filed: June 22, 2000  
For: **Primers and Methods for the Detection and Discrimination of Nucleic Acids**  
Inventors: NAZARENKO *et al.*  
Our Ref: 0942.4980002/RWE/AGU

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Fee Transmittal Form (PTO/SB/17);
2. Request for Continued Examination (RCE) Transmittal;
3. Amendment and Reply Under 37 C.F.R. § 1.116;
4. Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1);
5. Fifth Supplemental Information Disclosure Statement;
6. Form PTO-1449, 6 pages, listing 24 documents;
7. One copy of each of the 24 cited documents on Form PTO-1449;
8. Check No. 35063 for \$850.00 to cover: \$740.00 RCE filing fee; \$110.00 Extension of Time Fee; and

Commissioner for Patents  
May 3, 2002  
Page 2

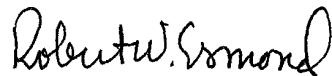
9. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Robert W. Esmond  
Attorney for Applicants  
Registration No. 32,893

RWE/AGU/jk  
Enclosures

SKGF\_DC1:10339.1

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# FEES TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$850.00)

## Complete If Known

Application Number	09/599,594
Filing Date	June 22, 2000
First Named Inventor	Irina NAZARENKO
Examiner Name	Fredman, J.
Group Art Unit	1655
Attorney Docket No.	0942.4980002/RWE/AGU

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																																																
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number <span style="border: 1px solid black; padding: 2px;">19-0036</span></p> <p>Deposit Account Name <span style="border: 1px solid black; padding: 2px;">Sterne, Kessler, Goldstein &amp; Fox P.L.L.C.</span></p> <p><input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p>		<p><b>3. ADDITIONAL FEES</b></p> <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th colspan="3"></th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design issue fee</td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>123</td><td>130</td><td>123</td><td>130</td><td>Petitions related to provisional applications</td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td></tr> <tr><td>581</td><td>40</td><td>481</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td></tr> <tr><td>179</td><td>740</td><td>279</td><td>370</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td></tr> <tr><td colspan="5">Other fee (specify):</td></tr> <tr><td colspan="5">Other fee (specify):</td></tr> <tr><td colspan="5">*Reduced by Basic Filing Fee Paid</td></tr> <tr> <td colspan="2"> <p><b>SUBTOTAL (1) (\$ 0.00)</b></p> <p><b>SUBTOTAL (2) (\$ 0.00)</b></p> <p>** or number previously paid, if greater; 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Signature				Date	May 3, 2002																																																																																																																																																																													